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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA

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8 CHARLES M. CABRERA,

9 Plaintiff,

10 v.

11 CLARK COUNTY DETENTION CENTER,
12 et al.,

13 Defendants.

Case No. 2:12-cv-00918-APG-CWH

ORDER

14 On October 30, 2013, Magistrate Judge Hoffman entered his Order and Report
15 and Recommendation [Dkt #19] which, among other things, recommended that
16 Defendants Las Vegas Metropolitan Police Department, Citizen Review Board, and
17 Andrea Beckman be dismissed with prejudice because Plaintiff failed to state a claim
18 against them upon which relief can be granted and amendment would be futile.
19 Pursuant to Local Rule IB 3-2, any objection to Judge Hoffman's report and
20 recommendation had to be filed within 14 days from the date of service. To date, no
21 objection has been filed. Thus, the Court is not obligated to conduct a de novo review of
22 the Report. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo
23 determination of those portions of the report or specified proposed findings to which
24 objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)
25 (en banc) ("the district judge must review the magistrate judge's findings and
26 recommendations de novo *if objection is made*, but not otherwise" (emphasis in
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1 original)). Nevertheless, this Court has conducted a de novo review of the issues set
2 forth in the Report and Recommendation. Magistrate Judge Hoffman's Report and
3 Recommendation sets forth the proper legal analysis, and the factual basis, for the
4 decision. Therefore,

5 Based upon the findings set forth by Judge Hoffman and the failure to file any
6 objection thereto,

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8 **IT IS HEREBY ORDERED** that the Magistrate Judge's Report and
9 Recommendation is accepted and approved in its entirety, and Defendants Las Vegas
10 Metropolitan Police Department, Citizen Review Board, and Andrea Beckman are
11 dismissed from this case with prejudice against refiling.

12 Dated: December 9, 2013.

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15 ANDREW P. GORDON
16 UNITED STATES DISTRICT JUDGE
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